

ESTTA Tracking number: **ESTTA635455**

Filing date: **10/28/2014**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91210379
Party	Plaintiff Atlas Brewing Company, LLC
Correspondence Address	LEMA A KHORSHID FUKSA KHORSHID LLC 70 W ERIE, 2ND FLOOR CHICAGO, IL 60654 UNITED STATES lema@fklawfirm.com, robert@fklawfirm.com
Submission	Plaintiff's Notice of Taking Testimony
Filer's Name	Perry Gattegno
Filer's e-mail	perry@fklawfirm.com
Signature	/perry gattegno/
Date	10/28/2014
Attachments	Witness Signatures and Reporter's Certifications.pdf(1207362 bytes)

ATLAS BREWING COMPANY, LLC.

Opposer,

V.

ATLAS BREW WORKS, LLC,
f/k/a VOLSTEAD BEER WORKS LLC,
f/k/a ATLAS BEER WORKS LLC

Applicant.

Opposition No. 91210379

MARK: ATLAS

I hereby certify that I have carefully reviewed a true and complete copy of the transcripts of Opposer's Discovery Deposition of Dale Steven Soble, taken on August 28, 2014, and that the statements as transcribed are accurate to the best of my knowledge.

Signed,

[Signature]

Dale Steven Soble

President, Atlas Brewing Company, LLC

State of Illinois

County of COOK

Signed or attested before me this 28TH day of OCTOBER, 2014,
by Dawn R. Finn



(SEAL)

Illinois Notary Public

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of:

Application Serial No. 85642549

For the mark of "ATLAS"

Published in the *Official Gazette*

December 25, 2012

ATLAS BREWING COMPANY, LLC,)	
)	
Opposer,)	
)	
v.)	Opposition No. 91210379
)	
ATLAS BREW WORKS, LLC,)	MARK: ATLAS
f/k/a VOLSTEAD BEER WORKS LLC,)	
f/k/a ATLAS BEER WORKS LLC)	
)	
Applicant.)	

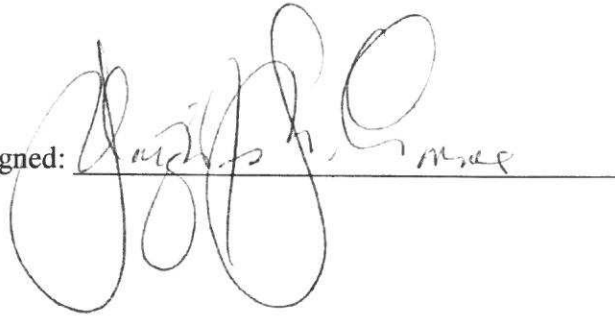
I, Marguerite M. Cimm, do hereby certify that heretofore, to-wit, on the 28th day of August, 2014, DALE STEVEN SOBLE personally appeared before me at 70 West Erie Street, Suite 200, in the city of Chicago, in the County of Cook and State of Illinois, at 9:30 a.m., wherein Atlas Brewing Company, LLC is Opposer and Atlas Brew Works, LLC is Applicant.

I further certify that the said witness was first duly sworn to testify the truth, the whole truth and nothing but the truth in the cause aforesaid; that the testimony given by said witness was reported stenographically by me, in the presence of said witness and said Applicant, who appeared by counsel, and afterwards reduced to typewriting by computer-aided transcription, and the resulting document is a true and correct transcript of the testimony so given by said witness as aforesaid.

I further certify that the signature of the witness to the foregoing deposition was not waived by agreement of counsel for the respective parties; and that I am not counsel for nor in any way related to or employed any of the parties to this suit nor am I in any way interested in the outcome thereof, and as such I am not disqualified as specified in Rule 28 of the Federal Rules of Civil Procedure.

In witness whereof, I have hereunto set my hand and affixed by notarial seal this 15th day of October, 2014.

Signed: _____

A handwritten signature in dark ink, written over a horizontal line. The signature is highly stylized and cursive, appearing to read "Notary Public".

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of:
Application Serial No. 85642549
for the mark of "ATLAS"
Published in the *Official Gazette*
December 25, 2012

ATLAS BREWING COMPANY, LLC,)	
)	
Opposer,)	
)	
vs.)	Opposition
)	No. 91210379
ATLAS BREW WORKS, LLC, f/k/a)	
VOLSTEAD BEER WORKS LLC,)	MARK: ATLAS
f/k/a ATLAS BEER WORKS LLC,)	
)	
Applicant.)	

I, Lisa R. Lisit, do hereby certify that heretofore, to-wit, on the 27th day of August, 2014, JOHN SALLER personally appeared before me at 70 West Erie Street, Suite 200, in the city of Chicago, in the County of Cook and State of Illinois, at 9:30 a.m., wherein Atlas Brewing Company, LLC is Opposer and Atlas Brew Works, LLC is Applicant.

I further certify that the said witness was first duly sworn to testify the truth, the whole truth and nothing but the truth in the cause aforesaid; that the testimony given by said witness was reported stenographically by me, in the presence of said witness and said Applicant, who appeared by counsel, and afterwards reduced to typewriting by computer-aided transcription, and the resulting document is a true and correct transcript of the testimony so given by said witness as aforesaid.

I further certify that the signature of the witness to the foregoing deposition was not waived by agreement of counsel for the respective parties; and that I am not counsel for nor in any way related to or employed by any of the parties to this suit nor am I in any way interested in the outcome thereof, and as such I am not disqualified as specified in Rule 28 of the Federal Rules of Civil Procedure.

In witness whereof, I have hereunto set my hand and affixed by notarial seal this 15th day of October, 2014.

Signed: Lisa R. Lisit

CERTIFICATE OF SERVICE

I certify that the foregoing Opposer's Testimonial Witness Signatures and Officer's Certifications were served by electronic mail and first class mail, postage prepaid, this 28th day of October 2014, upon Applicant's counsel at the following address:

Anna L. King, Esq.
Banner & Witcoff, Ltd.
10 S Wacker Drive, Suite 3000
Chicago, IL 60606



FUKSA KHORSHID, LLC

One of its Attorneys